BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)

RODNEY EVERETT WILBUR, dba)

R & C HAULING

DOCKET NO. 2007-0405

To Sell, Lease, Assign, Mortgage or)
Otherwise Dispose of, or Encumber)
The Whole or Any Part of Its)
Property, Certificate, or Permit.)

ORDER VACATING DECISION AND ORDER NO. 24192

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DIV. OF CONSUMER ADVOCAC
CONSUMER AFFAIRS
STATE OF HAWAIIS

PUBLIC UTILITIES

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Property, Certificate, or Permit.)

Docket No. 2007-0405

ORDER VACATING DECISION AND ORDER NO. 24192

By this Order, the commission vacates Decision and Order No. 24192 and closes this docket.

I.

Application to Transfer Common Carrier Authority

On May 8, 2008, in Decision and Order No. 24192, transfer of the commission approved the certificate public convenience and necessity number 5192-C from RODNEY EVERETT WILBUR, dba R & C HAULING ("Transferor"), to ("Transferee"). R & C HAULING LLC also: (1) ordered Wе Transferor and Transferee, as a condition to our approval of the application, to comply with all commission requirements for common carriers, including submitting certain documents within one hundred and twenty (120) days of the issuance of the Decision and Order; and (2) notified Transferor and Transferee that failure to timely comply with the commission's requirements would

constitute cause for the commission to vacate the Decision and Order. We served Transferor and Transferee with a copy of the Decision and Order by mail, postage prepaid, on the same day that the Decision and Order was issued, in accordance with Hawaii Administrative Rules §§ 6-61-21 and 6-61-122.

II.

Findings and Conclusions

The one hundred and twenty (120)-day time period has passed, and Transferee has not complied with the requirements set forth in Decision and Order No. 24192. The commission, thus, determines that Decision and Order No. 24192 should be vacated.

III.

Order

THE COMMISSION ORDERS:

Decision and Order No. 24192 is vacated and this docket is closed unless otherwise ordered by the commission.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Carlito P. Caliboso, Chairman

Cole,

Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou Commission Counsel

2007-0405.cp

CERTIFICATE OF SERVICE

The foregoing order was served on the date of filing by mail, postage prepaid, and properly addressed to the following parties:

CATHERINE P. AWAKUNI
EXECUTIVE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

RODNEY EVERETT WILBUR, dba R & C HAULING c/o CASSIE WILBUR P. O. Box 911 Mountain View, HI 96771

R & C HAULING LLC c/o CASSIE WILBUR P. O. Box 911 Mountain View, HI 96771

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